

महाराष्ट्र प्रादेशिक नियोजन व नगर सरकार अधिनियम, १९६३  
एप्रिलीसी च्या वेळास नियत्रण नियवावलीत कलम  
११५(१) अन्वये फेरबदलास मंजुर आवतचे अधिसूचना.

महाराष्ट्र शासन,  
नगर विकास विभाग,  
गासन निर्णय क्रमांक: टिप्पीली-४३०९/४८०/प.क.३१/७९/नवि-१२  
मंत्रालय, मुंबई: ४०० ०३२, दिनांक: २२ फेब्रुवारी, २००३.

शासन निर्णय:- सोबतची अधिसूचना गज्य शासनाच्या साधारण राजपत्रात प्रसिद्ध करण्यात आवाही.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नावाने,

४०१८८  
(अभिराज रिकर्टर)  
अव्रर सचिव, महाराष्ट्र शासन.

प्रती,

संचालक, उद्योग, कर्जी व कामगार विभाग, मंत्रालय, मुंबई.  
संचालक, उद्योग संचालनालय, १ ला मजला, प्रशासकीय इमारत, मंत्रालय, मुंबई-३२.  
मुख्य कार्यकारी अधिकारी, महाराष्ट्र ओऱ्गोगिक विळसा महानंडळ, उद्योग सारथी, अंधेनी, मुंबई.  
संचालक, नगर रद्दना, महाराष्ट्र राज्य, पुणे.

उपसंचालक, नगर रद्दना, बृहन्मुंबई

उप सचिव, नगर रद्दना, मंत्रालय, मुंबई.

व्यवस्थापक, शासकीय मध्यवर्ती मुद्रणालय, चर्नीरोड, मुंबई.

(त्याना विनंती करण्यात येते की, सोबतची अधिसूचना महाराष्ट्र शासनाचे साधारण राजपत्रात भाग-२ मध्ये प्रसिद्ध करण्यात येवून त्याच्या प्रत्येकी ३५ प्रती नगर विकास विभाग, (नवि-१२), मंत्रालय, मुंबई-३२ व उप संचालक, नगर रद्दना, कोकण विभाग, कोकण भवन, नवी मुंबई यांना पाठविण्यांत याव्यास.)

कडी अधिकारी (संगणक कक्ष) (नवि-२१), नगर विकास विभाग, मंत्रालय, मुंबई ४०० ०३२.

(त्याना विनंती करण्यात येते की, सोबतची अधिसूचना विभागाच्या वेबसाईटवर प्रदर्शित करण्याबाबत आवश्यक ती कार्यवाही करावी)

निवडनस्ती (नवि-१२).

Maharashtra Regional and Town  
Planning Act, 1966.

- Sanction to modification under  
115(1) of the ...
- Modification in Development  
Control Regulation for MIDC.

GOVERNMENT OF MAHARASHTRA  
Urban Development Department,  
Mantralaya, Mumbai 400 032.

Dated the 12<sup>th</sup> February, 2009.

**NOTIFICATION**

No. TPB 4309/480/CR-31/09/UD-11:

Whereas, the Government of Maharashtra in exercise of the powers conferred by sub-section (1A) of section 40 of Maharashtra Regional & Town Planning Act, 1966 (hereinafter referred to as "the said Act") has appointed Maharashtra Industrial Development Corporation (MIDC) as a Special Planning Authority.

And whereas, in exercise of the powers conferred by the provisions of said Act and all other powers enabling it in this behalf MIDC made the Development Control Regulations (hereinafter referred to as "the said regulations") for the notified areas of MIDC.

And whereas, vide section 115(1) of the said Act, the Urban Development Department, Government of Maharashtra has approved the said regulations by notification No. TPB 4395/353/CR-135/UD-11 dated 7<sup>th</sup> January, 1999.

And whereas, it was felt necessary to incorporate some modifications/changes as mentioned in Annexure-A in the said Regulations, MIDC board in its board meeting No.320 dated 8<sup>th</sup> April, 2008 vide Resolution No. 4559 has approved clause No.3.103 and 31.4(c) (Annexure-A) to be inserted in the said Regulations.

And whereas, in exercise of the powers conferred by the provisions of sub-section (2) of section 115 of the said Act, MIDC publishes notice dated 12/9/2008 inviting suggestions and objections from any person with respect to the proposed amendment and modification to the said regulations.

And whereas, after following the required procedure, MIDC vide letter dated 27/1/09 has submitted the modification proposal to the Govt. for final sanction and Director of Town Planning vide letter dated 11/2/09 has recommended to sanction the said proposal.

Now, therefore, in exercise of the powers vested in it under section 115(1) of the said Act Government hereby -

- A) sanctions the said modification proposal as per the Annexure-A attached herewith -
- B) fixes the date on which the said modification is published in the official gazette as the date on which the said modification shall come into force;
- C) directs the said Corporation that the schedule of modification appended to the notification sanctioning the said plan, after the last entry, the above entry (A) shall be added.

By order and in the name of the Governor of Maharashtra,

ADM

(Abhiraj Girkar)  
Under-Secretary to Government.

**ANNEXURE-A**

**Accompaniment to Notification No. TPB 4309/480/CR-31/09/UD-11 dated  
12/2/09.**

| Modifi-<br>cation<br>No. | Subject  | Version of Modification   |
|--------------------------|--|---|
| 1                        | Definition of Biotechnology Unit   | <p>New clause No. 3.103 shall be added to Regulation No.3 of D.C. Rule is as below:-</p> <p>The Biotechnology Unit shall mean and include Biotechnology units which are certified by the Development Commissioner (Industries) or any other officer authorised by him in this behalf.</p>   |
| 2                        | Biotechnology unit is to be allowed in Industrial Zone (i.e. I-1, I-2 and I-3) | <p>New clause No. 31.4(c)(1) shall be added to Regulation No.31 of D.C. Rule is as below:</p> <p>Biotechnology unit shall be permitted on all plots fronting on roads having width more than 12 mt.</p>   |
| 3                        | Additional FSI to Biotechnology unit   | <p>New clause No.31.4(c) shall be added to Regulation No.31 of D.C. Rule with general terms and conditions as below:</p> <p>The Chief Executive Officer, MIDC may permit the floor space indices specified in these regulation to be exceeded by 100% in respect of building in independent plots of Biotechnology and establishment set up by MIDC or their joint venture companies having more than 51% stake of these bodies or lessees of this public bodies having plots exclusively used for Biotechnology units, subject to terms and conditions as he may specify.</p> <p>Provided in case additional FSI allowed in respect of Biotechnology unit as aforesaid, premium as may be determined by Government shall be paid to the Corporation out of which</p> |

50% shall be payable to the Government.

**General Terms and Conditions:**

No condonation in the required marginal open spaces, parking and other requirements prescribed in these regulations shall be allowed in case of such additional FSI.

DGM

(Abhirej Girkar)

Under Secretary to Government.